

NOTICE OF HEARING

Notice is hereby given that the **LOCAL AGENCY FORMATION COMMISSION of San Bernardino County** will hold a public hearing:

JUNE 20, 2007
CITY OF SAN BERNARDINO
CITY HALL - COUNCIL CHAMBERS
300 North D Street, First Floor
San Bernardino, California

Environmental documentation on the following projects is available for review in the staff office of the Local Agency Formation Commission. Anyone wishing to examine this documentation may contact the LAFCO staff office at 215 North D Street, Suite 204, San Bernardino, California 92415-0490, or call (909) 383-9900 within 21 days of this notice.

8:30 A.M. – CONVENE CLOSED SESSION OF THE LOCAL AGENCY FORMATION COMMISSION – Conference Room adjacent to the San Bernardino City Council Chambers located at 300 North D Street, First Floor, San Bernardino.

Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(a)): San Bernardino Valley Water Conservation District v. Local Agency Formation Commission, Superior Court Case No. SCVSS 147526.



RECONVENE TO REGULAR MEETING OF THE LOCAL AGENCY FORMATION COMMISSION – San Bernardino City Council Chambers.

1. Approval of Minutes for Regular Meeting of May 16, 2007



CONSENT ITEMS:

2. Approval of Executive Officer's Expense Report
3. Ratify Payments as Reconciled for Month of May 2007 and Note Cash Receipts

CONTINUED ITEMS:

4.   Consideration of: (1) CEQA Statutory Exemption for LAFCO 3018; and (2) LAFCO 3018 – Service Review and Sphere of Influence Update for County Service Area 42 (Continued from March 21, 2007)

County Service Area 42 is not proposing any changes to its sphere of influence boundaries. The service review and sphere study area is located in the north desert portion of the County and is generally east of the Mojave River, east and west of National Trails Highway and generally north of the City of Victorville, encompassing the community of Oro Grande.

5.   Consideration of: (1) CEQA Statutory Exemption for LAFCO 3024; and (2) LAFCO 3024 – Service Review and Sphere of Influence Update for County Service Area 64 (Continued from March 21, 2007)


The sphere and District boundaries are presently coterminous. The service review and sphere study area is located in the north desert portion of the County and is generally bordered by parcel lines, including portions of the Mojave Narrows Regional Park, on the north; a combination of Apple Valley Road, the Mojave River, and parcel lines on the east; Bear Valley Road on the south; and Ridgecrest Road on the west. County Service Area 64 includes territory within the City of Victorville, Town of Apple Valley, and the unincorporated community of Spring Valley Lake.

Sphere amendment proposed is the reduction of the sphere to exclude the territory within the Town of Apple Valley. This area is generally located easterly of the centerline of the Mojave River,


northerly of Bear Valley Road, and includes the portion of the Spring Valley Lake community commonly known as the “Equestrian Area”.

6. Actions Affecting the Communities of Phelan and Pinon Hills (Continued from May 16, 2007)



A. Municipal Service Reviews/Sphere of Influence Updates for the Following Districts:

- 1)  Consideration of: (1) CEQA Statutory Exemption for LAFCO 3020; and (2) LAFCO 3020 – Service Review and Sphere of Influence Update for County Service Area 9 (Phelan)

The service review and sphere study area is located in the north desert portion of the County and is generally bordered by Rancho Road on the north; a combination of the City of Adelanto boundary and sphere of influence, the City of Victorville boundary and sphere of influence, and the City of Hesperia sphere of influence on the east; a combination of the San Bernardino National Forest and the logical extension of Ranchero Road to the south; and a combination of State Highway 138 and Beekley Road on the west. CSA 9 includes the community of Phelan.

- 2)  Consideration of: (1) CEQA Statutory Exemption for LAFCO 3023A; and (2) LAFCO 3023A – Service Review and Sphere of Influence Update for County Service Area 56 (Wrightwood/Pinon Hills)

The service review and sphere study area is located in the north desert portion of the County and is generally bordered by Mojave Drive on the north; Beekley Road, Highway 138, and parcel lines on the east; section lines on the south within the National Forest; and the Los Angeles County line on the west. CSA 56 includes the community of Wrightwood generally north and south of Angeles Crest Highway (State Route 2), east of the Los Angeles County line, and the community of Pinon Hills generally bordered by Mojave Drive on the north; Beekley Road and Highway 138 on the east; the southern line of Township 4 North on the south; and the Los Angeles County line on the west.

- B.   Consideration of LAFCO 3070 – Reorganization to Include Formation of Phelan Pinon Hills Community Services District, Detachment from County Service Area 56 and Dissolution of County Service Area 9, County Service Area 56 Improvement Zone F-1 and County Service Area 70 Improvement Zones L and P-4

The application proposes the formation of a Community Services District with the powers to provide water, streetlighting, and park and recreation services and the detachment from or dissolution of the current service providers governed by the County Board of Supervisors. The formation area is located south of the El Mirage Dry Lake, southwest of the City of Adelanto, west of the spheres of influence assigned for the Cities of Victorville (community of Baldy Mesa) and Hesperia (western Oak Hills community), north of the community of Wrightwood and east of the San Bernardino/Los Angeles Countyline. The entire area encompasses approximately 81,920 acres and is described as follows:

Sections 1 through 36, Township 5 North, Range 7 West, Sections 4 through 9, 16 through 22, and 27 through 34, Township 5 North, Range 6 West, Sections 1 through 36, Township 4 North, Range 7 West, Sections 3 through 10, portions of Sections 11 and 12, and Sections 13 through 36, Township 4 North, Range 6 West, and Sections 1 and 2, Township 3 North, Range 6 West, all of San Bernardino Meridian, in the County of San Bernardino, State of California.

DISCUSSION ITEMS:

7.   Consideration of: (1) Review of Mitigated Negative Declaration Prepared by County of San Bernardino for General Plan Use District Amendment from CG and CN to RM, Conditional Use

Permit to Create 136 Unit Apartment Complex on 6.32 Acres, Development Code Amendment to Allow 24 Dwelling Units Per Acre in Lieu of 14 Dwelling Units Per Acre and Major Variance to Allow Height of Apartment Complex to Exceed Maximum Height of 35 Feet by 10 Feet, as CEQA Responsible Agency for LAFCO 3077; (2) Review of Mitigated Negative Declarations Prepared by City of Fontana for: (a) Cherry Avenue-Hemlock Avenue, South Annexation 170 (Anx. 06-0008) (SCH No. 2006081026) and (b) General Plan Amendment No. 05-004, Zone Change No. 05-003, Tentative Tract Map No. 17566 and Design Review No. 05-027, as CEQA Responsible Agency for LAFCO 3077; (3) Final Environmental Impact Report and Addendum to Final Environmental Impact Report (for Fontana Development Code Update) Adopted by City of Fontana for Fontana General Plan Update (State Clearinghouse No. 2003031083), as CEQA Responsible Agency for LAFCO 3077; (4) Review of Addendum Prepared by LAFCO Environmental Consultant as CEQA Lead Agency for LAFCO 3077; (5) Adoption of Findings of Fact and Statement of Overriding Considerations; and (6) LAFCO 3077 – City of Fontana Annexation No. 170

The proposed annexation area encompasses approximately 125+/- acres and is generally bordered by Foothill Boulevard (existing City of Fontana boundary) on the north, Hemlock Avenue on the east, parcel lines on the south, and Cherry Avenue (portion of existing City of Fontana boundary) on the west. The site lies within the City of Fontana's western sphere of influence.

8. Review and Consideration of Nomination for Special District Risk Management Authority Board of Directors
9. Pending Legislation Report
10. Executive Officer's Oral Report
11. Commissioner Comments
(This is an opportunity for Commissioners to comment on issues not listed on the agenda, provided that the subject matter is within the jurisdiction of the Commission and that no action may be taken on off-agenda items unless authorized by law.)
12. Comments from the Public
(By Commission policy, the public comment period is limited to five minutes per person for comments related to items under the jurisdiction of LAFCO.)

The hearing will adjourn to the LAFCO Staff Office located at 215 North D Street, Suite 204, San Bernardino, for a reception honoring Debby Chamberlin, retiring as the Clerk of the Commission effective July 6, 2007.

In its deliberations, the Commission may make appropriate changes incidental to the above-listed proposals.

Current law and Commission policy require the publishing of staff reports prior to the public hearing. These reports contain technical findings, comments, and recommendations of staff. The staff recommendation may be accepted or rejected by the Commission after its own analysis and consideration of public testimony.

If you challenge any decision regarding the above proposals in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the LAFCO staff office at, or prior to, the public hearing.

A person with a disability may contact the LAFCO office at (909) 383-9900 at least 72-hours before the scheduled meeting to request receipt of an agenda in an alternative format or to request disability-related accommodations, including auxiliary aids or services, in order to participate in the public meeting. Later requests will be accommodated to the extent feasible.

LOCAL AGENCY FORMATION COMMISSION
KATHLEEN ROLLINGS-McDONALD, Executive Officer

By: ANGELA M. SCHELL, Deputy Clerk to the Commission